

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
No. 5:14-cv-170-F

PAMELA MELVIN,

Plaintiff,

v.

THE SOCIAL SECURITY
ADMINISTRATION, et al.,

Defendants.

ORDER

This matter is before the court on the Plaintiff's Notice of Correct Rule Upon Which She Filed the First Amended Complaint [DE-28]. Therein, the *pro se* Plaintiff noted that her motion for leave to file a first amended complaint [DE-19] cites a non-existent Rule of Federal Civil Procedure, Rule 15(1)(B). Plaintiff notifies the court that she intended to move under Rule 15(a)(1)(B).¹

Plaintiff's correction is duly noted. More importantly, the court recognizes that at the time Plaintiff filed her motion to amend, she had the right to amend her complaint once as a matter of course under Rule 15(a)(1)(B). Accordingly, the motion to amend [DE-19] is ALLOWED, and the Clerk of Court is DIRECTED to docket the documents comprising the Proposed First Amended Complaint [DE-19-1; DE-20-1; DE-21-1 through DE-21-9] as the First Amended Complaint. The Clerk of Court is further DIRECTED to issue the proposed summonses filed by Plaintiff [DE-22].

In the First Amended Complaint, Plaintiff omits several defendants she named in the original Complaint [DE-1], including The Washington Post, U.S.A. Today; The Boston Globe; Chicago Sun-

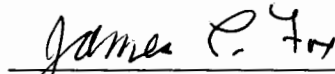
¹ Plaintiff asserts that "VA attorney" altered her motion before it was printed, unbeknownst to her. Notice [DE-28] at 1.

Times; Detroit Free Press; Los Angeles Times; The Philadelphia Inquire [sic]; Star-Ledge; Tampa Bay Times; The Dallas Morning News; and the Atlanta Journal Constitution. Accordingly, Plaintiff's claims as to those defendants only are DISMISSED without prejudice.

Finally, the filing of the First Amended Complaint renders the motion to dismiss [DE-13] filed by the Defendant Social Security Administration moot. It is therefore DENIED as moot.

SO ORDERED.

This the 19 day of December, 2014.



James C. Fox
Senior United States District Judge